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**Birch, Stewart,
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To:	Commissioner for Patents/ Missing Parts	From:	Leonard R. Svensson
Fax:	703-746-4060	Pages:	15 including cover sheet
Phone:		Date:	April 28, 2005
Your Ref.:	10/645,822	Our Ref.:	2750-1571P
Re:	Supplement to Petition Under 37 CFR § CC: 1.47(a)		

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

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PATENT
2750-1571P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Nickolai Alexandrov et al. Conf.: 7309
Appl. No.: 10/645,822 Group: Unknown
Filed: August 22, 2003 Examiner: Unknown
For: SEQUENCE DETERMINED DNA FRAGMENTS AND
CORRESPONDING POLYPEPTIDES ENCODED
THEREBY

Supplement to Petition Under 37 C.F.R. § 1.47(a)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

April 28, 2005

Sir:

On April 18, 2005 Applicants requested, under 37 CFR 1.47(a), that the present application be accepted for examination and be considered as complete without the signature on an Oath or Declaration of one of the co-inventors, notwithstanding diligent effort to obtain said document.

The Petition documented the efforts made to locate and obtain a signature from co-inventor Dr. XIANGFENG CHEN. The Petition stated that while Dr. Chen had been reached on Friday, April 15, 2005 at 8:40 a.m., Dr. Chen had failed to return the signed and dated Declaration and Power of Attorney form as of the April 18, 2005 deadline. Applicants requested that the

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submitted petition be granted and that the application be considered complete without the signature of Dr. Chen on an Oath.

Applicants continued their efforts to obtain a signed and dated Declaration and Power of Attorney form from Dr. Chen. On April 22, 2005, Applicants received Dr. Chen's signed and dated Declaration and Power of Attorney.

Applicants have attached hereto a Declaration in compliance with 35 U.S.C. §§ 115 and 116, which has been properly executed by all eighteen (18) of the co-inventors.

In view of Applicants' continued diligent efforts to obtain the signed and dated Declaration from Dr. Chen and in view of its submission herewith, Applicants respectfully request that the enclosed Declaration be accepted and the application be considered complete and in order to proceed to examination without delay.

In the petition submitted on April 18, 2005, Applicants gave authority to the Commissioner to charge Deposit Account No. 50-1055 for all applicable fees including the fee payment (37 C.F.R. § 1.17(i), the surcharge fee, the Petition fee as set forth in 37 C.F.R. § 1.17(h) and the fee for a five (5) months extension of time in accordance with the provisions of 37 C.F.R.

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§ 1.136 and 37 C.F.R. § 1.17. Accordingly, Applicants believe no additional fees are required. If, however, any additional fees are required, the Commissioner is hereby authorized in this reply to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

In the event that Deposit Account No. 50-1055 has insufficient funds, the Commissioner is hereby authorized in this reply to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Certificate of Transmittal
I hereby Certify that this correspondence is being
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[Signature] Date
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SAUNDRA B. PAUL
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Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By [Signature] 20748
Leonard R. Svensson, #30,330

LRS/SWG
2750-1571P

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Attachments: Complete Declaration and Power of Attorney